

**Chapter 14.44****SEWER MAIN EXTENSIONS**

(741-1/60, 2931-4/88)

**Sections:**

- 14.44.010 Application
- 14.44.020 Plans and specifications
- 14.44.030 System requirements determined
- 14.44.040 Reimbursement agreement
- 14.44.050 Liability

**14.44.010 Application.** Any person, as owner or subdivider of a single lot, subdivision, or tract of land, who desires the extension of sewer mains and connections to such lot, subdivision, or tract of land, shall file a written application with the Department of Public Works. Any number of persons owning or subdividing contiguous lots or tracts of land may join in a single application. (2931-4/88)

**14.44.020 Plans and specifications.** Plans and specifications, as required by the director, shall be prepared and submitted at the sole cost of the applicant prior to approval of an application for extension of any sewer main or connection. (2931-4/88)

**14.44.030 System requirements determined.** Pursuant to California Government Code Section 66485, the Director of Public Works may determine that it is in the best interests of the city that the improvements to be installed by the applicant shall include supplemental sizes, capacities, numbers or lengths for the benefit of property not within the subdivision. Supplemental length may include minimum size offsite sewer lines necessary to reach a sewer outlet in existence at the time application is made. Such improvements shall be dedicated to the city, and the cost therefor shall be borne by the applicant. (2931-4/88)

**14.44.040 Reimbursement agreement.** Pursuant to Government Code Section 66485, the applicant shall enter into a reimbursement agreement with the city under the following terms and conditions: (2931-4/88)

- (a) Reimbursement shall be made for a period of ten (10) years only, and shall commence from and after the date all basic and any required supplemental improvements have been completed, approved by the director, dedicated to and accepted by the city. (2931-4/88)
- (b) Reimbursement to the applicant shall be made for that portion of the cost, including an amount attributable to interest, in excess of the actual construction required for the subdivision. (2931-4/88)
- (c) Reimbursement shall be made only to the original applicant or applicants. The right to reimbursement shall terminate upon the death of applicant(s). In the event applicant is a corporation, company, firm, association, organization, partnership, joint venture, or syndicate, dissolution shall terminate the right to reimbursement. (2931-4/88)
- (d) Reimbursement shall be made from the sanitary sewer area fund for which fees from subsequent development comprising such fund are collected for the planned sanitary sewer area in which the sanitary sewer facilities constructed by applicant are located. (2931-4/88)

**14.44.050 Liability.**

- (a) Neither the city nor the department shall be liable for failure to reimburse fees to an applicant by reason of its omission to collect or receive fees from any person connecting to or utilizing supplemental improvements made or paid for by an applicant. (2931-4/88)

- (b) The city's refusal to allow a connection or connections to a main line or supplemental improvements, constructed and paid for by an applicant, shall not make the city or the department liable for any reimbursement of fees which might have accrued if such connection and utilization had been permitted. (2931-4/88)
- (c) The city reserves the right to exempt another public agency from paying fees for connecting to or using supplemental improvements, and shall not be liable to an applicant for any failure to collect fees therefrom. (2931-4/88)